

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

**MARK VERSTUYFT, ROBIN
VERSTUYFT, GORDON KUENEMANN,
WENDY KUENEMANN, EARL BEYER
and KENNETH BEYER
Plaintiffs,**

V.

**WELLS FARGO BANK, N.A. and
WELLS FARGO NATIONAL BANK
WEST
Defendants.**

www.pearsoned.com

Case No. 5:24-cv-00229

**UNOPPOSED MOTION FOR LEAVE TO FILE RESPONSE IN OPPOSITION TO
DEFENDANTS' MOTION FOR LEAVE TO DESIGNATE RESPONSIBLE THIRD
PARTIES IN EXCESS OF PAGE LIMITATIONS**

TO THE HONORABLE RICHARD B. FARRER:

NOW COMES Mark Verstuyft, Robin Verstuyft, Gordon Kuenemann, Wendy Kuenemann, and Earl Beyer and Kenneth Beyer (as Co-trustees of the Beyer Living Trust) (the “Plaintiffs”), and files this their *Unopposed Motion for Leave to File Response in Opposition to Defendant’s Motion for Leave to Designate Responsible Third Parties in Excess of Page Limitations* (the “Motion”).

On August 9, 2024, Defendant Wells Fargo Bank N.A. served its *Motion for Leave to Designate Responsible Third Parties* (the Defendant's Motion"). Plaintiffs believe that the arguments required in Plaintiffs' response to Defendant's Motion are complex and require additional briefing that will exceed the page limitation imposed by Local Rule CV-7(C)(2). Therefore, Plaintiffs request permission to file the response which will contain pages in excess of the Local Rule limitations. Plaintiffs expect the response to be twelve

pages in length, exclusive of the certificate of service and conference statement. A copy of the *Response in Opposition to Defendant's Motion for Leave to Designate Responsible Third Parties* is attached as Exhibit A.

WHEREFORE, premises considered, Plaintiffs request the Court enter an order allowing Plaintiffs to file the *Response in Opposition to Defendant's Motion for Leave to Designate Responsible Third Parties* attached hereto as Exhibit A and for such other relief to which Plaintiffs may be shown to be justly entitled.

Respectfully submitted,

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**ATTORNEYS FOR KENNETH
BEYER AND EARL BEYER AS
CO-TRUSTEES FOR THE BEYER
LIVING**

CERTIFICATE OF CONFERENCE

I, Morris E. "Trey" White III, do hereby certify that on August 16, 2024, I conferred with Mr. Jarrod Shaw, counsel for the Wells Fargo Bank Defendants, with regard to the relief requested in this Motion. Mr. Shaw indicated that he does not oppose the relief requested herein.

/s/ Morris E. "Trey" White III
Morris E. "Trey" White III

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was served on the following by electronic service or ECF Notification on the 16th day of August, 2024.

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/s/ Morris E. "Trey" White III
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